

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Case No.: 23-CV-168-JFH-CDL

1. 250,000 FILLED BOTTLES OF LIQUID
PRODUCT, MORE OR LESS, OF FINISHED
PRODUCT, CONTAINING, ET AL. ,

Defendant.

DISCLOSURE STATEMENT

"PARTY" DEFINED: Within this form, the terms "party" and "parties" refer to any party, intervenor, or proposed intervenor to this action.

Pursuant to Fed. R. Civ. P. 7.1 and LCvR7.1-1:

Botanic Tonics, LLC

[enter name of party on the line above]

who is a (check one) ☐ PLAINTIFF ☐ DEFENDANT ☒ OTHER: CLAIMANT

in this action, makes the following disclosures:

INSTRUCTIONS:

1. Determine which part(s) of the form apply:
 - Part I is applicable in all cases and must be completed by all parties.
 - Part II is applicable in all cases and must be completed by all nongovernmental parties that are not natural persons.
2. Check the applicable box or boxes, and fully provide any required information.
3. Attach separate pages as necessary to fully provide required information.

PART I

- ☐ This party is an individual who is a citizen of the state of _____.
- ☐ This party is a corporation incorporated in _____ and with a principal place of business in _____.
- ☒ This party is an unincorporated association or another artificial entity, including a limited liability company or limited liability partnership.

If yes, identify the nature of the entity, the members of the entity and the member's state of citizenship. If any member is other than an individual person, the required information identifying ownership interests and citizenship for each sub-member must be provided as well.

This is not a diversity case. Botanic Tonics, LLC is a limited liability company, registered in Delaware with its principal place of business in California. There are a large number of individuals/entities with membership interests of varying amounts in the entity. For purposes of potential conflict review, only two individuals/entities own more than 10% of Botanic Tonics, LLC. Those two entities are Hydra623 Holdings, LLC, a Delaware entity with its principal place of business in California, and Anthos Management, L.P., a Delaware entity with its principal place of business in Washington. J.W. Ross, a citizen of California, is the majority member of Hydra623 Holdings, LLC. Bryan Kelly and Paul Farr are the managers of Anthos Management, L.P., and are, upon information and belief, citizens of Washington.

☐ This party is a trust.

If yes, identify each trustee and each trustee's state of citizenship. If any trustee is other than an individual person, the required information identifying ownership of the non-individual trustee and state of citizenship of each sub-trustee must be provided as well.

PART II

☒ This party is not publicly held and has no parents/subsidiaries, or any other ownership/relationships described below.

☐ This party is publicly held.

☐ This party has one or more parent entities.

If yes, identify all parent entities, including grandparent and great-grandparent entities.

☐ This party has one or more subsidiaries.

If yes, identify all subsidiaries.

☐ Ten percent or more of the stock of this party is owned by a publicly held corporation or other publicly held entity.

If yes, identify all such owners.

☐ Another association, firm, partnership, corporation, or other artificial entity related to the party—not already identified through other answers—has a direct financial interest in the outcome of the litigation.

If yes, identify all associations, firms, partnerships, corporations or other artificial entities and the nature of their interest.

☐ This party is a trade association.

If yes, identify all members of the association, their parent entities, and any publicly held companies that own ten percent or more of a member's stock.

☐ This party is a trust.

If yes, identify each trustee, their parent entities, and any publicly held companies that own ten percent or more of a trustee's stock.

Any additional pertinent information should also be provided on attached page(s).

DATED this 16th day of June, 2023.

Signature: s/ John D. Russell

Printed Name: John D. Russell

Bar Number: OBA No. 133343

Firm Name: GableGotwals

Address: 110 North Elgin Ave., Suite 200

City, State, Zip Code: Tulsa, Oklahoma 74120-1495

Phone/Fax: (915) 595-4800

Email Address: jrussell@gablelaw.com

CERTIFICATE OF SERVICE

I hereby certify that on June 16, 2023 (Date), I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants (names only are sufficient):

Kristin Fulton Harrington

I hereby certify that on _____ (Date), I served the same document by

☐ U.S. Postal Service

☐ In Person Delivery

☐ Courier Service

☐ E-Mail

on the following, who are not registered participants of the ECF system:

Name(s) and Address(es):

s/ John D. Russell

Signature